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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

MIGUEL FLORES PELAES; et al.,

Petitioners,

v.

MICHAEL B. MUKASEY, Attorney
General,

Respondent.

No. 06-73361

Agency Nos. A75-621-622
A73-915-531

MEMORANDUM^{*}

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted June 18, 2008^{**}

Before: REINHARDT, LEAVY, and CLIFTON, Circuit Judges.

Miguel Flores Pelaes and Maria Magdalena Moto Ramos, natives and
citizens of Mexico, petition pro se for review of the Board of Immigration Appeals'

^{*} This disposition is not appropriate for publication and is not precedent
except as provided by 9th Cir. R. 36-3.

^{**} The panel unanimously finds this case suitable for decision without
oral argument. *See* Fed. R. App. P. 34(a)(2).

("BIA") order denying their motion to reconsider its July 9, 2004, order denying their motion to reopen removal proceedings to raise a Convention Against Torture claim.

We lack jurisdiction to review the BIA's July 9, 2004 order because the instant petition for review is untimely as to that order. *See Martinez-Serrano v. INS*, 94 F.3d 1256, 1258 (9th Cir. 1996). Petitioners have waived any challenge to the BIA's order, denying their motion to reconsider the 2004 order by failing to address that order in their opening brief. *See id.* at 1260 (holding that issues not addressed in the opening brief are generally waived).

PETITION FOR REVIEW DISMISSED in part; DENIED in part.